

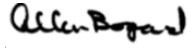




CITY COUNCIL

AGENDA REQUEST

AGENDA OF:	10-05-10	AGENDA REQUEST NO:	V-D
INITIATED BY:	JOE MORRIS, CITY ATTORNEY 	RESPONSIBLE DEPARTMENT:	CITY ATTORNEY'S OFFICE
PRESENTED BY:	JOE MORRIS, CITY ATTORNEY	DEPARTMENT HEAD:	JOE MORRIS  CITY ATTORNEY
		ADDITIONAL DEPARTMENT HEAD (S):	N/A
SUBJECT / PROCEEDING:	LITIGATION AGAINST GCWA		
EXHIBITS:	RESOLUTION NO. 10-45		
CLEARANCES		APPROVAL	
LEGAL:	N/A	EXECUTIVE DIRECTOR:	N/A
PURCHASING:	N/A	ASST. CITY MANAGER:	N/A
BUDGET:	N/A	CITY MANAGER:	ALLEN BOGARD 
BUDGET			
EXPENDITURE REQUIRED: \$		NA	
CURRENT BUDGET: \$		NA	
ADDITIONAL FUNDING: \$		NA	
RECOMMENDED ACTION			
Approve Resolution No. 10-45			

EXECUTIVE SUMMARY

By Resolution No. 10-33, the City Council approved a contract with Lloyd, Gosselink, Rochelle, and Townsend, P.C. (the Lawfirm) to file a declaratory judgment in a dispute with the Gulf Coast Water Authority to determine the City's rights under a Canal Lease dated March 17, 1937. This resolution will authorize the Lawfirm to file any and all additional causes of action against the Gulf Coast Water Authority as it deems necessary to adjudicate the City's rights under the Canal Lease.

EXHIBITS

RESOLUTION NO. 10-45

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUGAR LAND, TEXAS, AUTHORIZING THE LAW FIRM OF LLOYD, GOSSELINK, ROCHELLE AND TOWNSEND, P.C. TO FILE ANY AND ALL CAUSES OF ACTION IT DEEMS NECESSARY TO ADJUDICATE THE CITY'S RIGHTS TO THE CANAL THAT IS SUBJECT OF THE CANAL LEASE, INCLUDING THOSE RIGHTS UNDER THE CANAL LEASE.

WHEREAS, by Resolution No. 10-33, the City Council approved a contract with Lloyd, Gosselink, Rochelle, and Townsend, P.C. (the Lawfirm) to file a declaratory judgment in a dispute with the Gulf Coast Water Authority to determine the City's rights under a Canal Lease dated March 17, 1937 (Canal Lease); and

WHEREAS, the City Council desires to authorize the Lawfirm to file any and all additional causes of action as it deems necessary to adjudicate the City's rights to the canal that is the subject of the Canal Lease, including those rights under the Canal Lease; NOW, THEREFORE,

**BE IT RESOLVED BY THE CITY COUNCIL
OF THE CITY OF SUGAR LAND, TEXAS:**

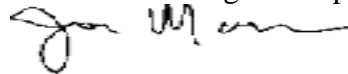
Section 1. That the Lawfirm is authorized to file any and all additional causes of action as it deems necessary to adjudicate the City's rights to the canal that is the subject of the Canal Lease, including those rights under the Canal Lease.

APPROVED on _____, 2010.

James A. Thompson, Mayor

ATTEST:

Reviewed for Legal Compliance:



Glenda Gundermann, City Secretary